

§ 1019.1

SOURCE: 58 FR 42027, Aug. 6, 1993, unless otherwise noted.

§ 1019.1 Cross-reference to employee ethical conduct standards and financial disclosure regulations.

Members and employees of the Interstate Commerce Commission also should refer to the executive branch Standards of Ethical Conduct at 5 CFR part 2635, the ICC regulations at 5 CFR part 5001 which supplement the executive branch standards, and the executive branch financial disclosure regulations at 5 CFR part 2634.

§ 1019.2 Interpretation and advisory service.

(a) The Managing Director's Counsel shall be the Commission's Designated Agency Ethics Official (DAEO).

(b) By June 30 of each year, the DAEO shall report to the Commission on the operation of the Commission's ethics program with any recommendations that the DAEO deems advisable.

§ 1019.3 Ex parte communications.

Members and employees of the Commission must conform to the standards adopted by the Commission in 49 CFR 1102.2.

§ 1019.4 Use of intoxicants.

Members and employees of the Commission shall not use alcohol, drugs, or other intoxicants so as to impede the discharge of their official duties.

§ 1019.5 Sexual harassment.

(a) Members and employees shall not engage in harassment on the basis of sex. Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when:

(1) Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment;

(2) Submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting such individual; or

(3) Such conduct has the purpose or effect of interfering with an individual's work performance or creating an

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intimidating, hostile, offensive, or unpleasant working environment.

(b) Employees and applicants may follow the standard Equal Employment Opportunity Commission complaint process if they believe they have a work-related sexual harassment problem. This requires that the employee or applicant contact an EEO Counselor within 45 days of the alleged harassment or, if a personnel action is involved, within 45 days of its effective date.

(c) The regulations in this section apply also to harassment based on race, color, religion, or national origin.

§ 1019.6 Disciplinary and other remedial action.

Any violation of the regulations in this part by an employee shall be cause for appropriate disciplinary or other remedial action as provided in the ICC's Manual of Administration 22-751, which may be in addition to any penalty prescribed by law. The manual is available from the Office of the Managing Director, Interstate Commerce Commission, 12th Street and Constitution Ave., NW., Washington, DC 20423.

PARTS 1021–1029—ENFORCEMENT

PART 1021—ADMINISTRATIVE COLLECTION OF ENFORCEMENT CLAIMS

Sec.

1021.1 Standards.

1021.2 Enforcement claims and debtors.

1021.3 Enforcement collection designee.

1021.4 Notice of claim and demand.

1021.5 Agreement and release.

1021.6 Method of claim payment.

AUTHORITY: Sec. 3, 80 Stat. 309; 31 U.S.C. 952.

SOURCE: 32 FR 20015, Dec. 20, 1967, unless otherwise noted.

§ 1021.1 Standards.

The regulations issued jointly by the Comptroller General of the United States and the Attorney General of the United States under section 3 of the Federal Claims Collection Act of 1966 (31 U.S.C. 951 et seq.) and published in 4 CFR parts 101 through 105 are hereby adopted by the Interstate Commerce